



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of: Faragher et al.

Serial No. 10/820,145

Filed : April 8, 2004

For: *Natamycin Dosage Form, Process for Preparing Same, Method for Preserving A Food Product*

Examiner: Paden, Carolyn A

Group Art Unit: 1761

Docket No.: 14966.0003

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REPLY TO ACTION OF DECEMBER 16, 2005

In response to the Office Action mailed December 16, 2005, Applicants submit the following remarks in this request for reconsideration.

REMARKS

Claims 1-13 are pending. Claims 14-40 have been withdrawn.

The Examiner's remarks in the last Office Action are addressed below. It is believed that the claims and all dependent claims, taken in light of the remarks made herein, meet all criteria for patentability.

CLAIM REJECTIONS

Rejection under 35 U.S.C. § 103(a)

Ruttan

The Examiner has rejected claims 1, 5, 6, and 12 under 35 U.S.C. §103(a) as being unpatentable over U.S. Patent No. 5,196,344 to Ruttan. See Office Action at pages 2-3. Claims 5, 6, and 12 depend from independent claim 1.

Applicants have discovered a natamycin dosage form that includes a tablet. The tablet includes physiologically acceptable components and contains an effective food preserving